

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

BENNIE EDWARD PIERCE, JR.,

Plaintiff,

v.

STATE OF TEXAS AND STATE OF
LOUISIANA,

Defendants.

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Case No. 2:19-CV-00355-JRG-RSP

ORDER

Bennie Edward Pierce, Jr. (“Pierce”) filed a complaint against the States of Texas and Louisiana on October 29, 2019. Dkt. No. 1. On the same day, Pierce filed a clearly insufficient motion to proceed in forma pauperis. Dkt. No. 2. Pierce has taken no further action in this case. Magistrate Judge Payne entered a Report and Recommendation, Dkt. No. 3, recommending dismissal of the complaint without prejudice for failure to prosecute and suspension of the statute of limitations for a period of sixty days from final judgment. Because no objections have been filed and because of the reasons set forth in the Report and Recommendation, the Recommendation is **ADOPTED**.

It is therefore **ORDERED** that the Pierce’s complaint is **DISMISSED without prejudice** and the statute of limitation shall be suspended for a period of sixty (60) days from the date of this Order.

So ORDERED and SIGNED this 12th day of July, 2022.



RODNEY GILSTRAP
UNITED STATES DISTRICT JUDGE